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1 the other one; I just don't remember.

2 Q And I know when we talked about in-stream work you weren't
3 quite sure what that was. Do you have a sense of whether
4 in-stream work has been done in the Skagit basin since 1993?

5 A Yes, it has. Yes, I have a sense of it.

6 Q Has it been done in the Skagit basin since 1993?

7 A Yes.

8 Q Who's been doing the in-stream work?

9 A A variety of interests. We have done some. The State has
10 done some, Regional Fisheries Enhancement Group, Skagit
11 Watershed Council, the Forest Service. I'm certain I'm
12 leaving out other groups. There's a variety of interests.

13 Q You mentioned the one I was most interested in.

14 A Okay. Which one was that?

15 Q I believe you said the State had been doing some in-stream
16 work; is that correct?

17 A Yes. Yes.

18 Q Okay. So would it be fair to say that the State has been
19 conducting improvements in the Skagit basin with respect to
20 slough restoration, in-stream work, and culvert replacement
21 since 1993?

22 A Yes.

23 Q All right. One other topic that we left open on April 11th
24 was other watersheds besides the Skagit. I believe you said
25 that you expected to testify at trial about culverts in the

1 Nooksack's, Stillaguamish, and Snohomish watersheds; is that
2 correct?

3 A That's correct.

4 Q And that's still your expectation; is that correct?

5 A It is.

6 Q I believe you said on April 11th that you had not yet done
7 the research for those other watersheds?

8 A That's correct.

9 Q Have you now done that research?

10 A I haven't completed that research.

11 Q What type of research have you done?

12 A I have spoken to Tribal biologists in each of those
13 watersheds to discuss which culverts might be examples of
14 blocking culverts, culverts that have been repaired that
15 function as expected, and culverts that have been repaired
16 that do not -- that are not functioning as expected.

17 Q What else do you expect to do to familiarize yourself with
18 those watersheds?

19 A I expect to visit all the culverts that I might be
20 testifying to.

21 Q Your counsel sent to me a number of documents within the
22 past couple of days, most of which have to do with the
23 Nooksack watershed, it appears. And I will be using some of
24 those as exhibits today.

25 We'll start with one that your counsel did not send me

1 CERTIFICATE

2 STATE OF WASHINGTON)

3) SS

4 COUNTY OF KING)

5 I, Carl T. Beck, a Notary Public in and for the State
6 of Washington hereby certify:

7 That the foregoing deposition was taken before me at
8 the time and place therein set forth;

9 That the witness was by me first duly sworn to testify
10 to the truth, the whole truth, and nothing but the truth;
11 and that the testimony of the witness and all objections
12 made at the time of the examination were recorded by voice
13 recognition by me, and thereafter transcribed under my
14 direction;

15 That the foregoing transcript is a true record of the
16 testimony given by the witness and of all objections made
17 at the time of the examination, to the best of my ability.

18 I further certify that I am in no way related to any
19 party to this matter nor to any of counsel, nor do I have
any interest in the matter.

20 Witness my hand and seal this 8th day of July, 2006.

21 _____
CARL T. BECK, Notary

22 Public in and for the State
Of Washington, residing at
23 King. Commission expires
June 26, 2007
24
25